

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

In the Matter of )  
Expanding the Economic and Innovation ) Docket No. 12-268  
Opportunities of Spectrum )  
Through Incentive Auctions )

COMMENTS OF  
MICHAEL GRAVINO

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DEAR FCC:

I am an investor in two major market LPTV licenses. During the past eight years my partners and myself have invested over a million dollars and tens of thousands of hours in first the analog and then digital engineering, build-out, and operations of these FCC authorized television stations.

We have attempted to provide our community of license with relevant programming and have won a local award for our innovative programming format. We have done what the FCC rules and regulations have demanded of our class of television stations. We see a bright future for the use of licensed spectrum to provide new and innovative flexible services to the combined 12 million people we serve in our top-10 DMA.

I concur with many commentators in this NPRM when they say that the proposed auction rules are too complex and should not be based on a station's current market value, as this is totally not in the spirit of the law Congress passed, will inhibit bidders, and discriminates against small revenue stations. I also concur in other comments that say women, minorities, and small businesses like ours could be eliminated through aggressive channel clearing in order to make way for unlicensed services.

I have studied each of the top-30 DMA and I have come to the conclusion that there is only one way the FCC will be able to clear enough spectrum for a national band plan:

- REQUEST OF CONGRESS THAT LPTV STATIONS BE ALLOWED TO PARTICIPATE IN THE AUCTION!
- THIS WILL GENERATE A LOT MORE REVENUES THAN THE CURRENT PLAN SINCE ALMOST EVERY LPTV LICENSEE WILL PARTICIPATE IN THE MAJOR MARKETS.
- IT DOES NOT MATTER IF THE LPTV SPECTRUM IS SECONDARY TO THE FULL POWERS IN TERMS OF INTERFERENCE IF IT IS AUCTIONED OFF.
- UNLIKE THE FULL POWERS AND CLASS A LICENSEES, LPTV LICENSEES HAVE NO REQUIREMENTS FOR ANY COMMUNITY CONTENT AND OPERATIONS AND AS SUCH WE ARE EXPENDABLE. USE OUR SPECTRUM SINCE WE ARE SECONDARY. OTHERWISE WE WILL BE ELIMINATED OR OUR POTENTIAL WILL BE GREATLY REDUCED IN THE REPACK.